

REVENUE DEPARTMENT[701]

Adopted and Filed

Pursuant to the authority of Iowa Code chapter 17A and section 421.14, the Department of Revenue hereby amends Chapter 11, “Administration,” Iowa Administrative Code.

Notice of Intended Action was published in IAB Vol. XXXI, No. 10, p. 1195-1197, on November 5, 2008, as **ARC 7331B**.

This amendment to rule 701—11.10(422) is intended to implement Iowa Code section 423.35. The amendment serves several purposes, primarily to explain and enhance in several ways the Department’s current bonding requirement for delinquent sales tax permit holders. The amendment changes the bonding requirement to an optional action. The amendment clarifies that the term “delinquencies” applies to both timely payment of the sales tax and timely filing of the sales tax return. The amendment describes the Department’s current practice of applying the bond toward any outstanding tax liability of the permit holder. The amendment allows sales tax permit holders who have maintained a good filing record for a period of two years to request a return of the bond; in addition, the amendment allows the Department to return the bond to the sales tax permit holder without a formal request. Finally, the amendment serves the secondary purpose of changing outdated references from Iowa Code chapter 422 to Iowa Code chapter 423.

This amendment is identical to that published under Notice of Intended Action.

This amendment will become effective February 18, 2009, after filing with the Administrative Rules Coordinator and publication in the Iowa Administrative Bulletin.

This amendment is intended to implement Iowa Code section 423.35.

EDITOR’S NOTE: Pursuant to recommendation of the Administrative Rules Review Committee published in the Iowa Administrative Bulletin, September 10, 1986, the text of this amendment [11.10] is being omitted. This amendment is identical to that published under Notice as **ARC 7331B**, IAB 11/5/08.

[Filed 12/17/08, effective 2/18/09]

[Published 1/14/09]

[For replacement pages for IAC, see IAC Supplement 1/14/09.]